

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

VLSI TECHNOLOGY LLC,
Plaintiff,

v.

INTEL CORPORATION,
Defendant.

Lead Case: No. 1:19-cv-977-ADA

(*Consolidated with* No. 6:19-cv-255-
ADA and No. 6:19-cv-256-ADA)

JURY TRIAL DEMANDED

Second Amended Agreed Scheduling Order

Current Dates	Amended Dates	Item
September 20, 2019		Defendant serves preliminary invalidity contentions in the form of (1) a chart setting forth where in the prior art references each element of the asserted claim(s) are found, (2) an identification of any limitations the Defendant contends are indefinite or lack written description under section 112, and (3) an identification of any claims the Defendant contends are directed to ineligible subject matter under section 101. Defendant shall also produce (1) all prior art referenced in the invalidity contentions, (2) technical documents, including software where applicable, sufficient to show the operation of the accused product(s), and (3) summary, annual sales information for the accused product(s) for the prior two years, unless the parties agree to some other timeframe.
October 1, 2019 at 12pm CT		Parties exchange claim terms for construction and proposed constructions

Current Dates	Amended Dates	Item
October 16, 2019		Parties exchange proposed claim constructions for claim terms proposed by the other party
October 21, 2019		Deadline to meet and confer to narrow terms in dispute and exchange revised list of terms/constructions
October 30, 2019		Parties file Opening claim construction briefs, including any arguments that any claim terms are indefinite.
November 18, 2019		Parties file Responsive claim construction briefs.
December 2, 2019		Parties file Reply claim construction briefs.
December 5, 2019		Parties submit Joint Claim Construction Statement, optional tutorials, and consolidated briefing collated by Opening, Response, and Reply.
December 12, 2019		Markman Hearing at 9:00 a.m.
December 13, 2019		Fact Discovery opens; deadline to serve Initial Disclosures per Rule 26(a).
January 17, 2020		Deadline to add parties
January 31, 2020		Deadline to serve Final Infringement and Invalidity Contentions.
March 6, 2020		Deadline to amend pleadings. A motion is not required unless the amendment adds patents or claims.
March 11, 2020		Deadline to serve parties' Requests for Production without leave from Court
May 22, 2020	July 17, 2020	Close of Fact Discovery
May 29, 2020	July 21, 2020	Opening Expert Reports
June 26, 2020	August 21, 2020	Rebuttal Expert Reports
July 17, 2020	September 11, 2020	Close of Expert Discovery

Current Dates	Amended Dates	Item
July 24, 2020	TBD ¹	Deadline to meet and confer to discuss narrowing the number of claims asserted and prior art references at issue. The parties shall file a report within 5 business days regarding the results of the meet and confer.
July 31, 2020	September 18, 2020	Dispositive motion deadline and <i>Daubert</i> motion deadline.
August 14, 2020	September 25, 2020	Serve Pretrial Disclosures (jury instructions, exhibits lists, witness lists, designations)
August 28, 2020	October 9, 2020	Serve objections to pretrial disclosures/rebuttal disclosures
September 4, 2020	October 16, 2020	Serve objections to rebuttal disclosures and File Motions <i>in limine</i>
September 11, 2020	October 23, 2020	File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibits lists, witness lists, designations); file oppositions to motions <i>in limine</i>
September 18, 2020	October 30, 2020	Deadline to meet and confer regarding remaining objections and disputes on motions <i>in limine</i>
September 29, 2020	November 6, 2020	File joint notice identifying remaining objections to pretrial disclosures and disputes on motions <i>in limine</i>
October 2, 2020	November 13, 2020	Final Pretrial Conference
October 5, 2020	November 16, 2020	Anticipated Start of Jury Selection/Trial(s)

SIGNED this _____ day of _____, 2020.

ALAN D. ALBRIGHT
UNITED STATES DISTRICT JUDGE

¹ The parties currently disagree regarding this date and inform the Court that they may seek its assistance in resolving this dispute if they cannot reach agreement.